

UNITES STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CYNTHIA MCGRATH, Individually and as :  
Administratrix ad Prosequendum of the Estate of :  
MEGAN WRIGHT, :

**CIVIL CASE No.: 07-cv-11279**

Plaintiff, :

-against- :

DOMINICAN COLLEGE OF BLAUVELT, NEW :  
YORK, SISTER MARY EILEEN O'BRIEN, :  
Individually and as President of Dominican College,:  
JOHN LENNON, Individually and as Director of :  
Security of Dominican College, JOHN PRESCOTT,:  
Individually and as Dean of Students of Dominican :  
College, CARLYSLE HICKS, Individually and as :  
Director of Resident Life of Dominican College, :  
RICHARD FEGINS, JR., KENNETH A. THORNE,:  
JR., ISAIAH LYNCH, and TERRELL E. HILL, :

**AMENDED  
NOTICE OF MOTION  
TO DISMISS**

Defendants. :  
:

**PLEASE TAKE NOTICE** that, upon the accompanying memorandum of law, dated January 29, 2008, and the Declaration of Peter W. Beadle, Esq., dated January 29, 2008, defendants Dominican College of Blauvelt, Sister Mary Eileen O'Brien, John Lennon, John Prescott and Carlyle Hicks will make a motion, before the Honorable Stephen C. Robinson, United States District Judge, the United States Courthouse, 300 Quarropas Street, Room 633, White Plains, NY 10601, for an order, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6), dismissing the first, fifth, sixth and seventh causes of action in the Complaint, and granting such other and further relief as the Court deems just and proper.

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Dated: New York, New York  
January 29, 2008

**BIEDERMANN, REIF, HOENIG & RUFF, P.C.**



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